



His Majesties Gracious Proclamation, for Ordering the Prosecution of all Rebels and their Resettlers, for holding Justice-airs, and admitting Rebels nor Heretors, to take the Test, &c.



HARLES, by the Grace of GOD, King of Great-Britain, France and Ireland, Defender of the Faiths
To

King at Arms, and his Brethren Heralds, Maces, Pursevants, and Messengers at Arms, Our Sheriffs in that part, conjunctly and severally, specially Constitute, Greeting: Forasmuch, as We by Our gracious Letter, under Our Royal Hand, directed to Our Privy Council, Dated at Our Court at *New-Mercat*, the twentieth first day of *March* last, did signify how well We were satisfied with the Account We had lately received of the State of Affairs, in this Our Ancient Kingdom, and with the successful Methods Our Council had fallen upon, for settling the Peace therein, and reducing People to Order and Conformity; and in this Exigence, did think fit it should be made known to Our People by Proclamation, that though We have been too often induced to grant Indemnities and Indulgences, and other Favours, to that Phanatick and disaffected Party, which (as time and experience have shewn) had no other Effects then to encourage them to further Disorders, and embolden them to abuse Our Royal Goodness, whatever fair hopes were given Us at the procuring of them; yet it was still, and is now more, then ever Our Royal Inclination, and firm Resolution, to extirpat and root out these Seditious and Rebellious Principles, and to maintain the Church-Government as it is Established by Law: And seeing We are now fully

perswaded; that it is neither difference in Religion; nor tenderness of Conscience (as is pretended) but merely Principles of Disloyalty, and Disaffection to Us and Our Government, that moves them (under pretext of Religion) to disturb the quiet of Our Reign, and Peace of this Our Ancient Kingdom: Therefore We do strictly Require Our Privy Council, and all Our Judges and Magistrates, to put the Laws vigorously in execution, (especially those who continue obstinate in their) And seeing We are informed, that several of Our Subjects are so Disloyal to Us, and Infamous to their Countrey, as to harbour, shelter, and entertain the Disturbers of its Peace, open, and declared notour Rebels and Traitors; We do therefore likewise Command, that all such persons as are, or shall be found guilty of Resetting, Maintaining, Harboursing, Intercommuning, Converging with, or doing favours to persons who are Forefaulted, Traitors, or Denounced and Registrat at the Horn for Rebellion, be pursued before Our Justice Court, and punished as Traitors, according to Law: And though all persons guilty of Resetting, Maintaining, Harboursing, Intercommuning, Converging with, or doing favours to notour and known Rebels, that have actually been in the Rebellion (albeit neither Forefaulted as Traitors, nor Denounced and Registrat at the Horn for Rebellion) may be also punished with the pains of Treason: Yet lest any of Our Subjects may have fallen unhappily in that mistake, because of the great number of Rebels, that for several years, have haunted and frequented some parts of Our Western and Southern Shires, We in Our Royal Prudence and Clemency, Recommend to Authorize and Impower Our Privy Council, that as they shall see cause, they may give Warrant to, and Command Our Advocate to cause Summond and Cite before them, such persons as they have reason to suspect, to be guilty of the Crimes of Resetting, Maintaining, Harboursing, Intercommuning, Converging with, or doing favours to any notour and known Rebels, that have been actually in the Rebellion; and which Rebels have not been Forefaulted as Traitors, or Denounced and Registrat at the Horn for Rebellion, before the time those persons Resettled, Harboured, Maintained, or Intercommuned, Converged with, or did them favour: As also, all persons guilty of Intercommuning, or Converging (even with Forefaulted Rebels, or Denounced and Registrat at the Horn) occasioned by chance and accident: And We do Authorize and Impower Our Privy Council, to Judge them upon Probation of Witnesses or Oath of Party, as they shall see most convenient for Our Service; and in case they refuse to Depone, or to appear when Cited personally, or at their Dwelling Houses, or at the Mercat Cross of *Edinburgh*, *Peer* and Shoar of *Leith*, if out of the Kingdom, to hold them as confest, and to restrict the ordinary pains of Treason, to Banishment, Fining, or other Arbitrary Punishment. Likewise, We do hereby Declare, that such persons so judged by Our Privy Council, shall upon Absolvitor, or satisfying of the Sentence, be as fully Secured and Indemnified, as to these Crimes, for which they shall be so judged by them, as if they had a particular Remission for each of these Crimes, under Our Great Seal: And being also perswaded that Our Privy Council will use all Diligence, to bring to condign punishment, such who deserve the same, and desirous to secure Our Subjects, We do declare, that after the space of three years, from the first of *January* 1684. no new Process shall be raised, nor any person pursued (save only such as have been Cited within the foresaid time, upon the Head of Resetting, Maintaining, Harboursing, Intercommuning, Converging with, or doing favours to Forefaulted Rebels, or others, Acted, done, or committed at any time preceeding the first of *May*, 1683: We do also likewise give to Our Privy Council, full Power and Authority, when they shall find it necessary for Our Service to Commissionat such as they shall think fit in the respective Shires, for Judging those they have not time or conveniency to call before themselves, and are guilty of Resetting, Maintaining, Harboursing, Intercommuning, Converging with, or doing favours to persons who are notour, and known Rebels, and who have been actually in the late Rebellion, though not Forefaulted, nor Denounced and Registrat at the Horn for Rebellion: As also, all persons guilty of Intercommuning, or Converging, even with Forefaulted Rebels, or Denounced, and Registrat at the Horn, occasioned by chance and accident, and that in the same way, and with the same powers that We have hereby allowed to Our Council. And because several of Our Commons that were engaged in the late Rebellion, may have (through ignorance) lost the benefit of Our Indemnity, by not taking the Bond in due time, and are yet desirous to return to their Duty; We do Declare, that all such who shall take the Test, before Our Privy Council, or Our Justiciarie, or any Commissionat by the Council, any time betwixt this and the first of *August* next, shall, and are hereby declared to be as sufficiently Indemnified, as they would have been, if they had taken the Bond in due time. And for that effect, and for punishing such as refuse, thus to be Reclaimed. We do hereby also Order, That Circuit Courts be holden in Our Western and Southern Shires, and other places needful in the Moneths of *May*, *June*, *July*, or *August* next; and that after Our Council hath caused take up exact porteous

Rolls of all such who are guilty of, or accessory to the late Rebellion, that have not the benefit of Our general Indemnity, or special Remissions, or are otherways cleared and acquitted by Law, their Names, after they shall be Denounced Fugitives, be Printed, Published, and affixed upon all the Mercat Crosses within this Kingdom, to the end all Our dutiful Subjects may know, both whom to shun, and whom to apprehend. After all which, Declarations of Our Royal Pleasure, VVe expect that none will dare to adventure to commit any of the foresaid Crimes, being fully resolved, not to shew further Favour or Clemency, to any who hereafter shall be found guilty thereof. Our Will is herefore, and We Charge you strictly and Command, that incontinent, these Our Letters seen, ye passe to the Mercat Cross of *Edinburgh*, and to the whole Mercat Crosses of the head Burghs of the Shires and Regalities of this Kingdom, and other places needful, and thereat, by open Proclamation, make publication of the Premises, to the effect all persons concerned may give Obedience, and conform themselves to Our Royal Pleasure aforesaid. And further, in prosecution of the Ends and Designs foresaid; We with Advice of Our Privy Council, have thought fit hereby to Ordain and appoint Our Circuit Courts of Justiciary, to be holden and kept by the Commissioners and Judges thereof, at the Places and Burghs, and upon the days, and for the Shires respective after-specified, viz. at the Town of *Strivling* the fifth of June next, for the Shires of *Strivling*, *Clackmannan*, *Kinross*, *Fife* and *Pearth*, besouth the River of *Forth*: And the *Steuartry* of *Montrose*, at the Town of *Glasgow* the twelfth day of the said Moneth: For the Shires of *Lanerk*, *Renfrew* and *Dumbarton*, at the Town of *Ayr* the nineteenth day of the said Moneth: For the Shire of *Air*, and Jurisdictions within the same, and the Shire of *Wigtoun*, at the Town of *Dumfries* the twentieth sixth day of the said Moneth: for the Shires of *Dumfries*, the *Steuartries* of *Kirkcudbright* and *Annandale*, at the Town of *Jedburgh*, the third day of July for the Shires of *Roxburgh*, *Berwick*, *Selkirk*, *Peebles*, and *Bailleries* of *Lauderdale*: at the Town of *Edinburgh* the tenth day of July, for the Shires of *Edinburgh*, *Haddingtoun* and *Linlithgow*. Whereof We Ordain you to make publication at the Mercat Cross of *Edinburgh*, as also at the Mercat Crosses of the head Burghs of the Sheriffdoms of *Strivling*, *Clackmannan*, *Kinross*, *Fife*, *Pearth*, *Lanerk*, *Renfrew*, *Dumbarton*, *Air*, *Wigtoun*, *Dumfries*, *Jedburgh*, *Selkirk*, *Peebles*, *Dunse*, *Lauder*, *Haddingtoun*, and *Linlithgow*, wherethrough none pretend ignorance of the same; that the saids Justice Courts are to be holden upon the dayes, and at the Burghs and places respective above-written; And that ye Command and Charge, all Arch-Bishops, Dukes, Marquesses, Earls, Bishops, Lords Spiritual and Temporal, Barons and others. Our Free-holders, who hold Lands of Us in Chief, and oweth Sute and Prefence within the several bounds, Shires and Precincts belonging to the saids respective Circuit Courts, to compare before the saids Commissioners at the saids Courts, upon, and at the days and places foresaid, with continuation of days, to do whatever in Law is Incumbent, and ought to be done by them in that behalf. As also, that ye Command and Charge all and sundry the saids Dukes, Marquesses, Earls, Lords Spiritual and Temporal: as also, Lords of Regalities, Steuarts, Barons, Sheriffs, Justices of Peace, Baillies, Chamberlands, Magistrates and Ministers of Our Laws, and all Subordinat Judges within our Sheriffdoms above-written, and whole Leidges of the same, that they, and every one of them give all due Respect to Our Commissioners, and Justices fore-said, and such special Assistance, as to their Offices and Duties appertains, and as is Incumbent to them by the Laws and Acts of Parliament of this Kingdom, as oft as they shall be required by Our Commissioners, to that effect, as they and every one of them will answer upon the contrary, and under all highest Pain and Charge that after may follow; and particularly, that ye Command Our Sheriffs, that they cause sufficient and legal men compare before Our saids Commissioners, at such Diets and Places as the Commissioners shall appoint for Affizes and Wines, as they shall be Cited to that effect: As also, that the saids Sheriffs and Free-holders within the several Shires foresaid, meet Our saids Justices at their Entry into the Shire, and convey them into the same, and accompany them during their remaining, ay and while they be received by Our next Sheriff, and his Deputs into the next Shire. And because there has been several great abuses committed in Taking and Administrating the late Bond, appointed by Our late Indemnities, and the persons intrusted have been frequently imposed upon, by their being induced to admit persons to take the said Bond under false Names and Designations, and that even many false Subscriptions have been returned through the collusion of such as were Illegally substitute by the persons Intrusted: Therefore We Ordain, that all these Commons who shall apply themselves for having the benefit of the Test, shall take the same, repeating the words upon their knees, in presence of any two of the persons after-mentioned, and a Clerk who are appointed to return the Test so Subscribed, to the Clerks of Our Privy Council, betwixt and the first of September next, with a Certificat at the end thereof, Subscribed by any one of the saids two persons, or more present Intrusted, and their Clerk bearing the time and place, when they did sign the same, and that they knew the persons Subscribing, to be of the Designations condescended upon, or were credibly informed by persons they knew, that they were such, and where the persons could not Subscribe themselves, that they heard them give direction to two Notars, to Subscribe for them: And which Test so Subscribed, and returned, and a Certificat granted thereupon, shall be as sufficient to the Subscribers, as if they had Our particular Act of Indemnity: The persons Intrusted by Us, are all Privy Counsellors, Lords of the Session and Justiciary, Captains of Our Forces, and superiour Officers upon the place, Sheriffs, Steuarts and Baillies of Regalities or their Deputs, in their respective Jurisdictions, or Provosts of Burghs Royal, or the Baillies: As also, the particular persons under-written, viz. *John Dalmead* of that ilk, *Sir John Comper* of *Gogar*, the Lord *Eleank*, *William Murray* of *Spot*, *Sir William Ruthven* of *Dunglass*, *Adam Hepburn* of *Humby*, *Sharp* of *Houstoun*, *Alexander Miln* of *Carrin*, the Lord *Sinclair*, *Sir Philip Anstruther* of that ilk, *Lord Jay* Committar of *St. Andrews*, *Sir William Sharp* of *Sotsraig*, *Sir Alexander Bruce* of *Broomhall*, The Laird of *Li*, *Sir John Whiteford* of *Milntoun*, *John Skeen* of *Hallyards* in *Lethan*, *Sir Robert Dalzel* of *Glenae*, *Sir Robert Grierson* of *Lagg*, *Robert Ferguson* of *Craigarrach*, the Lord *Montgomery*, the Lord *Crichtoun*, the Laird of *Bair*, *Sir Archibald Kennedy* of *Collen*, *John Boil* of *Kelown*, *James Cranford* of *Ardrin*, *Colquhoun* of *Luss*, *John Grahame* of *Dugulstoun*, the Lord *Ross*, *Thomas Cranford* of *Carburn*, *Richard Elphinstoun* of *Airth*, *Patrick Hadden* of *Langrig*, *Alexander Seton* of *Tenck*, *Nungo Hadden* of *Glenmages*, *Sir Robert Murray* of *Abercainney*, *Sir John Drummond* of *Machany*, *John Drummond* of *Dunstoun*, *Andrew Lord Rollo*, *Sir David Dunbar* of *Baldoon*, *Hugh Megusfolke* of *Rusco*, *Sir Godfrey McCulloch* of *Miretoun*, *Robert Lourie* of *Maxwellton*, *Ker* of *Gradinge*, *Lord Jedburgh*, *John Riddell* of *Haining*, *George Pringle* of *Blindlies*, *Sir James Cockburn* of that ilk, *Hoom* of *Limkil*, *Mr. Harie Hoom* of *Kames*, *Sir William Purros* of *Perrihall*, *Sir William Murray* of *Stenhop*, *James Nae-smith* of *Poffo*, *John Veatch* of *Daick*, *Alexander Cochran* of *Barbchly*, *John Dundas* of *Mannor*, *John Skeen* of *Hallyards* in *Fife*, *Sir Robert Maxwell* of *Orckneydoun*, *Bruce* of *Earls-hall*, *Grahame* Cornet, and *Mr. David Grahame* Quartermaster to the Laird of *Claverhouse* his Troup, *Sir Francis Ruthven*, Lieutenant to the Laird of *Meldrum*, *Sir William Keith* of *Ludquharn* his Cornet, and *Sir James Douglass* of *Kelhead*. And to the Effect, that the persons allowed to take the Test, may have convenient Opportunities for taking the same, We do Require the persons foresaid, appointed for Administrating the Test, to meet amongst themselves, and condescend upon frequent Dyets and Meetings, at convenient places, and that they cause make timeous and publick Intimation thereof at Paroch Kirks, and other places needful, that all persons concerned may know when and where to attend; and if any of the persons Commissionat to Administrate the said Test, have not taken the same themselves We appoint them first to take it in presence of some of those above-mentioned, who have formerly taken the same before they Administrate it to others; The which to do, We commit to you, conjunctly and severally, Our full Power, by these Our Letters, delivering them by you, duly execute, and indorsed again to the bearer.

Given under Our Signet, at *Edinburgh*, the thirteenth day of April, One thousand six hundred eighty and three: And of Our Reign, the thirtieth fifth year.

Per a^{dm} Dominorum Secreti Concilij.

WIL. PATERSON, Cls. Sst. Concilij.

GOD save the KING.

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